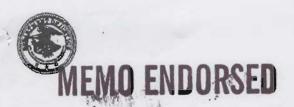
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U.S. Department of Justice



United States Attorney Southern District of New York

DE NAOMI REICE BUICHWALD

JUL - 1 2008

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

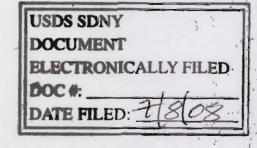
June 30, 2008

BY FACSIMILE A TED STATES DISTANT HIDGE

The Honorable Naomi Reice Buchwald United States District Judge Southern District of New York Daniel Patrick Moynihan U.S. Courthouse 500 Pearl Street, Room 2270 New York, New York 10007

Re: <u>United States v. Harry Vargas et al.</u>
07 Cr. 1099 (NRB)

Dear Judge Buchwald:



MEMO ENDORSED

The next pretrial conference is scheduled for Wednesday, July 2, 2008, at 4:00 p.m. Discovery has been produced, which included many audio CDs, as well as additional discovery. The parties have been reviewing discovery, and the Government is responding to additional discovery requests. The parties have not completed the review of discovery. Therefore, the parties respectfully request that the pre-trial conference scheduled for July 2, 2008, be adjourned until July 21, 2008, at 3:30 p.m. to allow the parties to continue discussions about a possible resolution to this case.

If Your Honor grants this request, then the Government respectfully requests that the Court exclude time from July 2, 2008, until July 21, 2008, pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(8)(A). The ends of justice served by such continuance outweigh the interest of the public and the defendant in a speedy trial because the continuance will allow the defendants and the Government time to

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Hon. Naomi Reice Buchwald June 30, 2008 Page 2

continue discussions about a possible pre-trial resolution to this case. Defense counsel consents to this request for an adjournment.

Respectfully submitted,

MICHAEL J. GARCIA United States Attorney

By:

rodd Blanche

Assistant U.S. Attorney

(212) 637-2494

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Encl.

cc: Lawrence DiGiansante, Esq.
Attorney for defendant Harry Vargas

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Joseph Grob, Esq. Attorney for defendant Christian Salas

Gregory Cooper, Esq. Attorney for defendant Benjamin Rivera

Eric Sears, Esq. Attorney for defendant Eric Sears P.03/03